

No. 4413-3-Lab-68/12307.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the President of India is pleased to publish the following award of the Presiding Officer Labour Court, Rohtak, in respect of the dispute between the workmen and management of M/s. Swastika Woollen Mills, Panipat. (ii) Mangal Weaving Mills, Panipat. (iii) Narain Weaving Factory, Panipat.

BEFORE SHRI P. N. THUKRAL, PRESIDING OFFICER, LABOUR COURT, ROHTAK

Reference No. 37 of 1966

between

The workmen and the management of M/s Swastika Woollen Mills, Panipat. (ii) Mangal Weaving Mills, Panipat. (iii) Narain Weaving Factory, Panipat.

Present :—

Shri Raghbir Singh, for the applicants.

Shri R. L. Gupta, for the managements.

AWARD

There was an industrial dispute between certain lady workers on the one hand and M/s Swastika Woollen Mills, Panipat, M/s Mangal Weaving Factory Panipat and Narain Weaving Factory, Panipat on the other hand. The case of the workmen is that Mangal Weaving Factory and Narain Weaving Factory had in-fact no independent existence and were subsidiary concern of respondent No. 1 Swastika Woollen Mills and the workmen concern should therefore be treated as in direct employment of respondent No. 1. The management was also not providing work to certain workers. The President of India in exercise of the powers conferred by clause (c) of sub-section (i) of Section 10 read with the proviso to that sub-section of the Industrial Disputes Act, 1967, accordingly referred the following disputes to this Court for adjudication. - - vide Gazette Notification No. 574-SF-III-Lab-I-66, dated 24th August, 1966.

1. Whether the management of M/s Swastika Woollen Mills, Panipat are required to take the following lady workers in their direct employment? If so, with what details :—

1. Shrimati Mathri.
2. Shrimati Sarto.
3. Shrimati Hamba Bai.
4. Shrimati Bhagwanti.
5. Shrimati Maya Devi.
6. Shrimati Angori.
7. Shrimati Devi.
8. Shrimati Gomi.
9. Shrimati Giano.
10. Shrimati Krishna.
11. Shrimati Bahoti.

Whether the action of the management in not providing work to the following lady workers since 17th March, 1966 is justified and in order? If not, to what relief they are entitled?

1. Shrimati Bharpai.
2. Shrimati Ganga Devi.
3. Shrimati Lachhi Bai.
4. Shrimati Bimla.
5. Shrimati Udhi.
6. Shrimati Balbiri.
7. Shrimati Bhoji Bai.
8. Shrimati Jaisi Bai.

The names of lady workmen Jamuna Bai and Mohamdan were not correctly printed in the order of reference. The name of Hamba Bai was printed instead of Jamna Bai and the name of Udhi was printed instead of Mohamdan. The names were corrected. — vide Gazette Notification No. 1D/13/55-C-66, dated 14th December, 1967.

It is not necessary to consider the case on merits, because a compromise has been reached between the parties and it has been agreed that M/s Mangal Weaving Factory and Narain Weaving Factory

were independent units and that both these units have since been closed. It is agreed that Shri Mangal Sain of Mangal Weaving Factory, Panipat would pay Rs 40 to each of the following lady workers in full and final settlement of all their claims against him within a week and this amount would be in addition to the earned wages that may be due to them.

1. Shrimati Balbiri.
2. Shrimati Ganga Devi.
3. Shrimati Jaisi Bai.
4. Shrimati Bimla.
5. Shrimati Bhoj Bai.
6. Shrimati Mohamdan.
7. Shrimati Lachhmi Bai.

It is further agreed that Shri Mohinder Narain Proprietor of M/s Narain Weaving Factory would pay Rs 50 to each of the following lady workers employed by him in full and final settlement of all their claims upto date in addition to the earned wages that may be due to them:—

1. Shrimati Krishna.
2. Shrimati Devibai.
3. Shrimati Boti.
4. Shrimati Gyano.
5. Shrimati Gomi.
6. Shrimati Muthri.
7. Shrimati Maya.
8. Shrimati Angori.
9. Shrimati Jamnabai.

It is also agreed that if and when the above concerns restart their work, the lady workers employed by them respectively as named above will have right of re-employment and that Swastika Woollen Mills had no connection with either Mangal Weaving Factory or Narain Weaving Factory and that the lady workers concerned had no claim what so ever against M/s Swastika Woollen Mills, Panipat. The statement of the representative of the parties have been recorded and they admit the correctness of this agreements.

The claim of Shrimati Bharpai, Santo and Bhagwanti have not been pressed and they would not be entitled to any relief. I give my award accordingly. NO order as to costs.

Dated 26th April, 1968

P. N. THUKRAL,

Presiding Officer,
Labour Court, Rohtak.

No. 838, dated 8th May, 1967.

Forwarded (four copies) to the Secretary to Government Haryana, Labour and employment Departments, Chandigarh, as required under section 15 the Industrial Disputes Act, 1947.

Dated 26th April, 1947.

P. N. THUKRAL,

Presiding Officer,
Labour Court, Rohtak.

LABOUR AND EMPLOYMENT DEPART-
MENTS

The 10th May, 1968

No. 4370-2Lab-68/12046.—The President of India is pleased to terminate the services of Shri S. C. Gupta, temporary Assistant Employment

R. I. N. AHOOJA, Secy.

Officer (Vocational Guidance), District Employment Exchange, Narnaul with effect from the 5th April, 1968 (afternoon) in accordance with the terms of his temporary appointment.

R. I. N. AHOOJA, Secy.